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**IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE
Art Unit 2877**

Inventor: Mark P. Davidson
Attorney Docket: Davidson D1
Serial Number: 10/647,742
Filed: August 25, 2003
Title: Interference Scatterometer

THE COMMISSIONER OF PATENT AND TRADEMARKS
WASHINGTON D.D. 20231

Preliminary Amendment

In response to the Notice of Non-Compliant Amendment mailed 01/19/2005,
Please replace the amendment filed on 1/6/05 in its entirety with the following
preliminary amendment.

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CERTIFICATE OF MAILING

I hereby certify that this preliminary amendment is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22213-1450, on January 27, 2005.

By: Michael L. Sherrard 1/26/2005

Michael L. Sherrard Date

Reg. No. 28,041